IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.850 OF 2003
IN
SUMMARY SUIT NO.2054 OF 2003

Srijit Rajappan ....Plaintiff

V/s.

M/s.Day & Night Publicity & Anr. ....Defendants

Mr.N.S. Fadia for the Plaintiff.

None for the Defendants.

CORAM : S.J. VAZIFDAR, J.
DATED : 7TH JUNE, 2005.

P.C. :

1. The suit is filed to recover the amounts based on the balance confirmation letter dated 15th March, 2001 (Exhibit "F" to the plaint). The said letter however does not stipulate any rate of interest. The cheques were issued for the said amount but some of the cheques were honoured in view of the balance confirmation letter and as per the request of the Defendant.

2. There is no defence to the suit save and

except as to the interest.

3. In the circumstances, the Summons for Judgment is made absolute and the suit is decreed in the sum of Rs.5,10,000/- together with interest thereon at the rate of 12% p.a. from the date of the suit till payment and/or realisation with costs.

4. Refund as per rules.

. For the purpose of refund of the court fees, the Prothonotary and Senior Master to act on an authenticted copy of this order.